IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 27TH JULY 2007 / 5TH SRAVANA 1929

WP(C).No. 14406 of 2007(M)

PETITIONER:

ACHUTHAN, SADUPURATHU,
KLAPPANATHEKKU,KARUNAGAPPALLY.

BY ADV. SRI.S.MUHAMMED HANEEFF

RESPONDENTS:

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1. KULASEKHARAPURAM GRAMA PANCHAYATH
(SPECIAL GRADE), REP. BY ITS SECRETARY,
KULASEKHARAPURAM,ADINADU NORTH P.O.,
KARUNAGAPPALLY.

2. TAHASILDHAR,KARUNAGAPPALLY.

3. THE DISTRICT COLLECTOR,
KOLLAM DISTRICT,KOLLAM.

4. THE STATE OF KERALA REP. BY ITS
COMMISSIONER AND SECRETARY TO GOVERNMENT,
DEPARTMENT OF REVENUE,SECRETRIAT,
THIRUVANANTHAPURAM.

BY ADV. SRI.P.V.VENUGOPAL
BY GOVT. PLEADER SRI.BENJAMIN PAUL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 27/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX (WP(C) NO.14406 OF 2007)

PETITIONER'S EXHIBITS:

Ext.P1: Copy of the notice dtd.17.1.2000 issued by the 1st respondent.

Ext.P2: Copy of the judgment dtd. 26.9.2006 in OP No.2814 of 2000 of this Court.

Ext.P3: Copy of the communication issued by R3 to the petitioner dtd.17.1.2007.

Ext.P4: Copy of the order dtd.17.4.2007 passed by the 3rd respondent.

-True Copy-

P.A.to Judge.

S. SIRI JAGAN, J.

WP(C) NO.14406 OF 2007 - M

Dated this the 27th day of July, 2007

J U D G M E N T

The petitioner is challenging Ext.P4 order passed under the Kerala Land Assignment Rules (for short 'the Rules'). Since the petitioner has an effective alternate remedy by way of appeal as provided under the Rules themselves, I am not inclined to entertain this writ petition at this stage. Accordingly, without prejudice to the rights of the petitioner to challenge Ext.P4 in appeal as provided under the Rules, this writ petition is dismissed. To enable the petitioner to approach the appellate authority, further proceedings pursuant to Ext.P4 shall be kept in abeyance for a period of two weeks.

S. SIRI JAGAN,
Judge

Mbs/

S. SIRI JAGAN, J.

I.A.NO.7311 OF 2007
IN
WP(C) NO.14406 OF 2007 - M

Dated this the 27th day of July, 2007

O R D E R

This is an application to amend the writ petition as proposed in the I.A. Heard. Allowed.

The petitioner is permitted to amend the writ petition as proposed in the I.A.. The petitioner shall produce a copy of the amended writ petition.

S. SIRI JAGAN,
Judge

Mbs/

S.SIRI JAGAN, J

W.P.(C) NO. OF 2001

J U D G M E N T

DATED:01-06-2007